



# Nuckolls County Board Minutes



## MAY 20, 2013 PROCEEDINGS OF THE NUCKOLLS COUNTY BOARD OF COMMISSIONERS

The Nuckolls County Board of Commissioners met Monday, May 20, 2013 in the Board Meeting Room at the Courthouse, Nelson, Nebraska, per recess of May 13, 2013. Combs, Brown and Corman present for the meeting. The agenda of said meeting was remitted to board members in advance of the meeting and is posted in the County Clerk's office and on the County Website. Combs announced the 'Open Meetings Act Law' as posted in the Commissioners Board Meeting Room and handouts are available.

The board reconvened at 9:00 a.m. Chairman Combs approved the Agenda as submitted and the May 13, 2013 minutes with corrections. Chuck Mittan, News reporter for the Superior Express is present for the meeting.

Cindy Buescher, Executive Secretary met with the Board to update them on the current activities of the County Road Department. Gary Warren, Highway Superintendent is absent for the meeting. Buescher discussed the Tire Recycling Grant for Nuckolls County. The Board will need to decide what date they would like to hold it on. Buescher also informed the Board the blades were out on the County Roads last week for road maintenance. Two to three gravel trucks went out last week also. Project C65-(302), Nelson Precinct is complete other than they still need to finish the fence. Project C65-(594), Elk Precinct, Between Road Q & Road QR on Road 4700, is complete. The concrete work to the North part of the Nelson Shop is done. Project C-65 (687), located between Section 19, T4N-R5W (Hammond Precinct) and Section 24, T4N-R6W (Sherman Precinct), will be started next week. Project C-65 (605) located between Section 32, T2N-R5W (Spring Creek Precinct) and Section 5, T1N-R5W (Hardy Precinct) will start this week. Negotiations between the City of Superior and the County have been discussed to decide on how to repair 15<sup>th</sup> Street. No decision was made.

**A motion was made by Brown and the motion was seconded by Corman to Authorize Chairman Combs to sign the Grant Agreement between the Nebraska Department of Environmental Quality and Nuckolls County for the Tire Recycling Project for Nuckolls County. Combs voted Aye, Brown voted Aye, Corman voted Aye, 0 voted nay. Motion carried. It was determined to set the Tire Recycling Project date for Friday, August 23, 2013.**

Dave Ziska from Ollson & Associates P.C.; Chad Carlson, Vice President of Grain Production from Aurora Coop and Nick Clinebell, Engineer for Aurora Coop were all present to explain the current and future plans for Aurora Coop in Superior. Chad Carlson presented maps of the future plans. They are looking at expanding trade in the Superior Grain Terminal. They have been working on an agreement between them and the Rail Road and approval has been given on their plans. When finished the Superior Facility will have dry fertilizer, liquid fertilizer, and large grain terminals. Carlson also discussed the agreement with the City of Superior for Annexation into the City Limits and also to TIFF for improvements to the entrances. Ziska from Ollson & Associates will be doing the design plans for the new project. Aurora Coop is requesting the County to add 1<sup>st</sup> Street to our 1&6 Year Plan for upgrades to culverts and road. The plans are to have the facility up and running by August 15, 2014.

Vicki Ensign, County Treasurer met briefly with the Board to address the amount of the budgeted transfer of funds from General to Road. It was determined to transfer \$260,000.00. Ensign also addressed an issue of effective April 8, 2014 Windows will not support Windows XP or older programs any longer. Currently most of the computers in the offices at the courthouse were purchased in 2007 & 2010 with Windows XP. To upgrade the computer programs it will cost \$200.00 per computer. To get new computers with the newer programs it will be approximately \$1,100.00 a computer. No decision was made at this time.



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Lauren Wismer, Attorney for Gilmore & Bell, PC and County Attorney, Timothy Schmidt were present for the County's side of the Brodstone Memorial Hospital Bond closing. Wismer presented documents to the Board to have the Chairman sign. The documents presented are the Combination Deed of Trust, Security Agreement and Fixture Financing Statement; The Loan Agreement among Central National Bank, Lender and the County of Nuckolls, Nebraska and Brodstone Memorial Hospital relating to The Healthcare Revenue Bond (Brodstone Memorial Hospital Project) Series 2013; the Tax Compliance Agreement between the County of Nuckolls, Nebraska and Brodstone Memorial Hospital. The final amount for the County's portion of the bond allowance for flow-through tax dollar bond allowance is \$4,000,000.00 at a 3.07% interest rate for 10 years. The total amount that was borrowed by Brodstone Memorial Hospital is \$8,000,000.00 with the City acting as the Municipal Entity for the other \$4,000,000.00 flow-through tax allowance. The County and City will not see any liability in this Healthcare Revenue Bond Project. The requirements of the 'Healthcare Revenue Bond' is the Hospital is required to have a Governmental Entity to allow them to act as a 'flow-through' for them in order to be tax exempt. **A motion was made by Brown and the motion was seconded by Corman to authorize Chairman Combs to sign all the closing documents for the Brodstone Memorial Hospital, Healthcare Revenue Bond. Combs voted Aye, Brown voted Aye, Corman voted Aye, 0 voted nay. Motion carried.**

Vicki Ensign, County Treasurer met with the Board to request the Board to approve her Maintenance Agreement with GIS Workshop for On-line Taxes in the amount of \$2,500.00 for the fiscal year of July 1, 2013 to June 30, 2014. **A motion was made by Corman and the motion was seconded by Combs to approve the Maintenance Agreement between GIS Workshop and the Nuckolls County Treasurer for On-line taxes in the amount of \$2,500.00 for fiscal year July 1, 2013 to June 30, 2014. Combs voted Aye, Brown voted Aye, Corman voted Aye, 0 voted nay. Motion carried.** Rogers was also present to comment she had not received her agreement as of today and noted that her agreement will also need to be renewed. It will be on the agenda for June 3, 2013.

Terry Madson and Lyle Schroer were present to make comments regarding the low water flow in some local streams and feel that some of this is caused by too many irrigation wells being allowed by the NRD's which is taking too much of the under ground water from the aquifer. Madson noted he had sent a letter to the Little Blue NRD and did not get any response. Madson & Schroer noted that water is a big issue in Nebraska and they feel we need to conserve water for the future. Madson and Schroer are asking the County to send a letter in support of the conservation of water to the NRD's. Madson submitted some informational correspondence in regard to this issue.

Chairman Combs recessed the regular session of the County Board of Commissioners meeting at 10:31 for Board of Equalization.

Chairman Combs reconvened the regular session of the County Board of Commissioners meeting at 10:40 a.m.

**A motion was made by Corman and the motion was seconded by Combs to approve a Resolution for Signing of the Federal Funds Purchase Program, Supplemental Agreement No.1 which authorizes the Chairman to sign an Agreement between Nuckolls County and the Nebraska Department of Roads for Supplemental Agreement No. 1 to the Federal-Aid Transportation Fund Purchase-Sale Agreement. Combs voted Aye, Brown voted Aye, Corman voted Aye, 0 voted nay. Motion carried.** It was noted that Mark Mainelli, President of Mainelli Wagner gave his approval to sign the documents.

The following Salary claims were approved:

General Fund Salaries:	\$58,089.72
Road Fund Salaries:	\$39,329.19
Civil Defense Fund Salary:	\$ 2,330.00
911 Emergency Fund Salary:	\$ 400.00



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At 11:01 a.m. Chairman Combs recessed the meeting to visit the County Jail per State Statute #47-109. The next regular scheduled meeting will be Monday, June 3, 2013.

Michael D. Combs, Chairman

By: Jackie L. Kassebaum, County Clerk